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Comptroller General of the United States

Washington, D.C. 20548

Decision

Matter of:

J.C. Adams, Inc.

File:

B-260079.2

Date:

March 20, 1705

DECISION

J.C. Adams, Inc. requests reconsideration of our January 23, 1995, dismissal of its protest against the wage determination contained in solicitation No. F22600-94-B-0104 issued by the Department of the Air Force. We dismissed the protest as untimely since it challenged an alleged impropriety in the solicitation, which under our Bid Protest Regulations should have been filed prior to bid opening. J.C. Adams now states that the lower bidders are offering employment at those inappropriate rates. The protester asserts that for this reason the other bidders are not "responsible/responsive."

We deny the request for reconsideration.

First, we do not permit piecemeal presentation of protests. While the initial protest made reference to J.C. Adams' belief that other bidders relied on an inappropriate wage level, the thrust of the protest was not that, but that this had been caused by an improper generic wage determination in the solicitation. The protester requested us to "void" the solicitation and have it reissued. To allow the protester to now raise this issue would be inconsistent with our goal of expeditiously resolving protests and minimizing delays to the procurement process. See, e.g., Air Inc., B-238220.2, Jan. 29, 1990, 90-1 CPD ¶ 129.

Second, we do not review challenges to a contracting officer's determination that a bidder is responsible except in circumstances not present here. Therefore, the allegation that the other bidders are not responsible is not an appropriate subject of protest. See 4 C.F.R.§ 21 3(m)(5) (1995).

Third, there is no basis to conclude that the other bids are nonresponsive since there is no suggestion that an exception was taken in the bids themselves to any solicitation requirement. See Stanley Aviation, Inc., B-256650, July 14, 1994, 94-2 CPD ¶ 615.

The request for reconsideration is denied.

Ronald Berger

Associate General Counsel